

EXHIBIT A

Local Rule CV-81(c) The removing party or parties shall furnish to the clerk the following information at the time of removal:

(1) a list of all parties in the case, their party type (e.g., plaintiff, defendant, intervenor, receiver, etc.) and current status of the removed case (e.g., pending, dismissed);

Plaintiffs: Patricia Shoults and Cary Shoults (collectively, “Plaintiffs”)

Defendants: Arch Insurance Company (“Arch”)
Allstate Fire and Casualty Insurance Company (“Allstate”)

Current status: pending

(2) a civil cover sheet and certified copy of the state court docket sheet; a copy of all pleadings that assert causes of action (e.g., complaints, amended complaints, supplemental complaints, petitions, counter-claims, cross-actions, third party actions, interventions, etc.); all answers to such pleadings and a copy of all process and orders served upon the party removing the case to this court as required by 28 U.S.C. § 1446(a);

See attached Civil Cover Sheet, Docket Sheet, and a copy of file in the State Court Action.

(3) a complete list of attorneys involved in the action being removed, including each attorney’s bar number, address, telephone number, and party or parties represented by that attorney;

- **Plaintiffs’ attorneys:**

Joe M. Worthington
joe@negemlaw.com
Texas State Bar No. 22009950
Jimmy M. Negem
Texas State Bar No. 14865500
NEGEM & WORTHINGTON
1828 ESE Loop 323
Suite R – 1A
Tyler, Texas 75701

- **Arch’s attorneys:**

Brandon Renken
brenken@lockelord.com
Federal I.D. 713645
Texas State Bar No. 24056197
Jill A. Schaar
Texas State Bar No. 17719870
jschaar@lockelord.com
Sagar U. Patel
Texas State Bar No. 24088195
sagar.patel@lockelord.com
LOCKE LORD LLP
600 Travis Street, Suite 2800
Houston, Texas 77002
Phone: (713) 226-1200
Fax: (713) 223-3717

- **Allstate's attorney:**

David G. Allen
allen@stacyconder.com
Texas State Bar No. 00786972
STACY | CONDER | ALLEN LLP
901 Main Street
Dallas, Texas 75202-3757
Phone: 214-748-5000
Fax: 214-748-1421

(4) a record of which parties have requested jury trial (this information is in addition to filing a separate jury demand pursuant to Local Rule CV-38(a));

No parties have requested a jury trial.

(5) the name and address of the court from which the case was removed.

62nd Judicial District Court of Hopkins County, Texas
Judge Will Biard
Hopkins County Courthouse
118 Church St.
Sulphur Springs, TX 75482

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Patricia Shoults and Cary Shoults

(b) County of Residence of First Listed Plaintiff Hopkins County, Texas
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Negem & Worthington, Joe M. Worthington and Jimmy M. Negem,
1828 ESE Loop 323, Suite R-1A, Tyler, Texas 75701

DEFENDANTS

- Arch Insurance Company
- Allstate Fire and Casualty Insurance Company

County of Residence of First Listed Defendant Hudson County, New Jersey
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

Arch: Locke Lord LLP (Brandon Renken) - (see attachment)
Allstate: Stacy Conder Allen LLP (David G. Allen) - (see attachment)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question
(U.S. Government Not a Party)
- ☒ 4 Diversity
(Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|---------------------------------------|----------------------------|---|----------------------------|---------------------------------------|
| Citizen of This State | <input checked="" type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input checked="" type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input checked="" type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding ☒ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
28 U.S.C. Sections 1332, 1441, 1446 (diversity)

Brief description of cause:

Declaratory relief for uninsured motorist insurance benefits

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$
200,000.00

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☒ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE (62nd Hopkins County) Judge Will Biard DOCKET NUMBER CV44102

DATE

08/21/2019

SIGNATURE OF ATTORNEY OF RECORD

/s/ Brandon Renken

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I.(a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
 - (b) County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
 - (c) Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
- United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.
- United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
- Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
- Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.**)
- III. Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit.** Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).
- V. Origin.** Place an "X" in one of the seven boxes.
- Original Proceedings. (1) Cases which originate in the United States district courts.
- Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441.
- Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.
- Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
- Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
- Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.
- Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket. **PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7.** Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- VI. Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service
- VII. Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.
- Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.
- Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases.** This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.

EXHIBIT A

Local Rule CV-81(c) The removing party or parties shall furnish to the clerk the following information at the time of removal:

(1) a list of all parties in the case, their party type (e.g., plaintiff, defendant, intervenor, receiver, etc.) and current status of the removed case (e.g., pending, dismissed);

Plaintiffs: Patricia Shoults and Cary Shoults (collectively, “Plaintiffs”)

Defendants: Arch Insurance Company (“Arch”)
Allstate Fire and Casualty Insurance Company (“Allstate”)

Current status: pending

(2) a civil cover sheet and certified copy of the state court docket sheet; a copy of all pleadings that assert causes of action (e.g., complaints, amended complaints, supplemental complaints, petitions, counter-claims, cross-actions, third party actions, interventions, etc.); all answers to such pleadings and a copy of all process and orders served upon the party removing the case to this court as required by 28 U.S.C. § 1446(a);

See attached Civil Cover Sheet, Docket Sheet, and a copy of file in the State Court Action.

(3) a complete list of attorneys involved in the action being removed, including each attorney’s bar number, address, telephone number, and party or parties represented by that attorney;

- **Plaintiffs’ attorneys:**

Joe M. Worthington
joe@negemlaw.com
Texas State Bar No. 22009950
Jimmy M. Negem
Texas State Bar No. 14865500
NEGEM & WORTHINGTON
1828 ESE Loop 323
Suite R – 1A
Tyler, Texas 75701

- **Arch’s attorneys:**

Brandon Renken
brenken@lockelord.com
Federal I.D. 713645
Texas State Bar No. 24056197
Jill A. Schaar
Texas State Bar No. 17719870
jschaar@lockelord.com
Sagar U. Patel
Texas State Bar No. 24088195
sagar.patel@lockelord.com
LOCKE LORD LLP
600 Travis Street, Suite 2800
Houston, Texas 77002
Phone: (713) 226-1200
Fax: (713) 223-3717

- **Allstate's attorney:**

David G. Allen
allen@stacyconder.com
Texas State Bar No. 00786972
STACY | CONDER | ALLEN LLP
901 Main Street
Dallas, Texas 75202-3757
Phone: 214-748-5000
Fax: 214-748-1421

(4) a record of which parties have requested jury trial (this information is in addition to filing a separate jury demand pursuant to Local Rule CV-38(a));

No parties have requested a jury trial.

(5) the name and address of the court from which the case was removed.

62nd Judicial District Court of Hopkins County, Texas
Judge Will Biard
Hopkins County Courthouse
118 Church St.
Sulphur Springs, TX 75482

CASE # CV44102
CAUSE: INJ/DAM-OTHER INJ/DAM
STYLE: PATRICIA SHOULTS AND
CARY SHOULTS

COURT: 62ND JUDICIAL DISTRICT

08/21/2019

VS ARCH INSURANCE COMPANY AND
ALLSTATE FIRE AND CASUALTY
INSURANCE COMPANY

PLAINTIFF

NAME		ATTORNEY
SHOULTS, CARY	P	WORTHINGTON, JOE M
C/O NEGEM AND WORTHINGTON		1828 ESE LOOP 323
1828 E SE LOOP 323 SUITE R - 1		SUITE R-1A
TYLER, TX 75701		TYLER, TX 75701
- -		903-595-4466
SHOULTS, PATRICIA	P	WORTHINGTON, JOE M
C/O NEGEM AND WORTHINGTON		1828 ESE LOOP 323
1828		SUITE R-1A
TYLER, TX 75701		TYLER, TX 75701
- -		903-595-4466

DEFENDANT

NAME		ATTORNEY
ALLSTATE FIRE AND CASUALTY INS D		ALLEN, DAVID G.
C/O CT CORPORATION SYSTEM		901 MAIN STREET, STE 6200
1999 BRYAN STREET SUITE 900		
DALLAS, TX 75201		DALLAS, TX 75202
- -		214-748-5000
ARCH INSURANCE COMPANY	D	SCHAAR, JILL
C/O CORPORATION SERVICE COMPAN		600 TRAVIS ST STE 2800
211 E. 7TH STREET SUITE 620		
AUSTIN, TX 78701		HOUSTON TX 77002
- -		713-226-1200

TRANSACTIONS FOR ALL PARTIES		/ /	THRU	/ /		
07/18/2019	PLAINTIFF'S ORIGINAL PETITION/HH				I	8
SHOULTS, PATRICIA						
07/18/2019	CHARGES ASSESSED BY EFILE		349.00-			
SHOULTS, PATRICIA	EFILE ENVELOPE ID:35222277					
07/18/2019	PAYMENT RECEIVED THRU EFILE		349.00			
SHOULTS, PATRICIA	EFILE SUBMITTER ID: FERGUSON, RACHEL COURT ID: HOPK					
07/18/2019	COPY OF CITATION BY CERTIFIED MAIL/ALLSTATE FIRE &				I	1
SHOULTS, PATRICIA	CASUALTY INSURANCE COMPANY REGISTERED AGENT/HH					
07/18/2019	COPY OF CITATION BY CERTIFIED MAIL/ARCH				I	1
SHOULTS, PATRICIA	INSURANCE COMPANY REGISTERED AGENT/HH					
07/18/2019	CERTIFIED MAIL RECEIPT/ALLSTATE/HH				I	1
SHOULTS, PATRICIA						
07/18/2019	CERTIFIED MAIL RECEIPT/ARCH INSURANCE/HH				I	1
SHOULTS, PATRICIA						
07/24/2019	GREEN CARD RETURNED/ALLSTATE FIRE & CASUALTY				I	1
SHOULTS, PATRICIA	(07/19/2019)/HH					
07/25/2019	GREEN CARD RETURNED/ARCH INSURANCE COMPANY				I	1
SHOULTS, PATRICIA	(07/22/2019)/HH					

CASE # CV44102

COURT: 62ND JUDICIAL DISTRICT

08/21/2019

CAUSE: INJ/DAM-OTHER INJ/DAM

08/09/2019	DEFENDANT ALLSTATE FIRE AND CASUALTY INSURANCE	I	5
ALLSTATE FIRE AND	COMPANY'S ORIGINAL ANSWER/HH		
08/12/2019	ARCH INSURANCE COMPANY'S ORIGINAL ANSWER/CC	I	3
ARCH INSURANCE COM			
08/21/2019	ARCH'S REQUEST FOR CERTIFIED COPY OF DOCKET SHEET/	I	1
ARCH INSURANCE COM			
08/21/2019	CHARGES ASSESSED BY EFILE	3.00-	
ARCH INSURANCE COM	EFILE ENVELOPE ID:36148349		
08/21/2019	PAYMENT RECEIVED THRU EFILE	3.00	
ARCH INSURANCE COM	EFILE SUBMITTER ID: PATEL,SAGAR COURT ID: HOPKINS:		

A CERTIFIED COPY

ATTEST:

CHERYL FULCHER, DISTRICT CLERK
HOPKINS COUNTY, TEXASBY Cheryl Fulcher DEPUTYDATE: 8.21.2019

CAUSE NO. CV44102

PATRICIA SHOULTS AND	§	IN THE JUDICIAL COURT
CARY SHOULTS	§	
Plaintiffs,	§	
	§	
V.	§	62nd JUDICIAL DISTRICT
	§	
ARCH INSURANCE COMPANY and	§	
ALLSTATE FIRE AND CASUALTY	§	
INSURANCE COMPANY	§	
Defendants.	§	HOPKINS COUNTY, TEXAS

PLAINTIFFS' ORIGINAL PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES PATRICIA SHOULTS AND CARY SHOULTS, Plaintiffs, complaining of ARCH INSURANCE COMPANY (hereinafter "Arch"), Defendant, and ALLSTATE FIRE AND CASUALTY INSURANCE COMPANY (hereinafter "Allstate"), Defendant, and for cause of action would respectfully show unto the court the following:

I.
PARTIES

1. Plaintiff, PATRICIA SHOULTS, is an individual whose address is 3599 CR 1174, SULPHUR SPRINGS, TEXAS 75482
2. In accordance with CPRC 30.014, PATRICIA SHOULTS has been issued a driver's license. Without regard to when said license was issued, whether it is still in effect, or where it was issued (none of which are required by CPRC 30.014), the last three (3) numbers (although without regard to the sequence as they appear on the license, which is likewise not required by CPRC 30.014) are 418.

3. Further, PATRICIA SHOULTS has been issued a social security number. Without regard to when said social security number was issued, whether it is still in effect, or where it was issued (none of which are required by CPRC 30.014) the last three (3) numbers (although without regard to the sequence as they appear, which is likewise not required by CPRC 30.014) are 827.

4. Plaintiff, CARY SHOULTS, is an individual whose address is 3599 CR 1174, SULPHUR SPRINGS, TEXAS 75482

5. In accordance with CPRC 30.014, CARY SHOULTS has been issued a driver's license. Without regard to when said license was issued, whether it is still in effect, or where it was issued (none of which are required by CPRC 30.014), the last three (3) numbers (although without regard to the sequence as they appear on the license, which is likewise not required by CPRC 30.014) are 336.

6. Further, CARY SHOULTS has been issued a social security number. Without regard to when said social security number was issued, whether it is still in effect, or where it was issued (none of which are required by CPRC 30.014) the last three (3) numbers (although without regard to the sequence as they appear, which is likewise not required by CPRC 30.014) are 947.

7. Defendant, ARCH INSURANCE COMPANY, is a foreign authorized insurance company, licensed and authorized to do business in the State of Texas, and may be served with process by certified mail, return receipt requested, by serving their registered agent for service, Corporation Service Company, 211 E. 7th Street, Suite 620, Austin, Texas 78701.

8. Defendant, ALLSTATE FIRE AND CASUALTY INSURANCE COMPANY, is a foreign authorized insurance company, licensed and authorized to do business in the State of Texas, and may be served with process by certified mail, return receipt requested, by serving their registered agent for service, CT Corporation System, 1999 Bryan Street, Suite 900, Dallas, Texas 75201.

CASE LEVEL ASSIGNMENT

9. Plaintiffs would show discovery in this cause should be conducted pursuant to Level 3 of the Discovery Control Plan, as set forth in Rule 190 of the Texas Rules of Civil Procedure, in that Plaintiffs affirmatively pleads that they seek monetary relief aggregating \$50,000.00 or more, excluding costs, pre-judgment interest and attorneys' fees.

VENUE

10. Plaintiffs PATRICIA SHOULTS and CARY SHOULTS were residents of Sulphur Springs, Hopkins County, Texas at the time of the accident made the basis of this suit. Venue is proper in Hopkins County, Texas pursuant to § 1952.110 of the Texas Insurance Code which provides an uninsured/underinsured motorist case may be brought in the county where the policy holder resided at the time of the accident involving the uninsured/underinsured motor vehicle.

STATUTE OF LIMITATIONS

11. Plaintiffs allege this lawsuit has been filed within the time period of the appropriate statute of limitations from the date of occurrence. In the alternative, Plaintiffs allege the statute of limitations is tolled because this lawsuit has been filed within four (4) years of the date Plaintiffs knew or should have known of the existence of a cause of action, or any delay is the result of direct threats or fraud on the part of the Defendant.

FACTS OF CASE

12. It has become necessary to bring this action because of injuries and damages sustained by Plaintiffs as the result of a vehicular collision that occurred on or about February 8, 2019, in Deaf Smith County, Texas. The evidence will show that the collision between the vehicle which Plaintiff, CARY SHOULTS, was driving and the vehicle operated by LAURA ALICIA HERNANDEZ CERVANTES, an un-insured motorist, and Plaintiff's resulting injuries and damages were proximately caused by the negligence of LAURA ALICIA HERNANDEZ CERVANTES.

13. At such time, Plaintiffs were protected against loss caused by bodily injuries and resulting from the ownership, maintenance or use of an uninsured motor vehicle by a policy of insurance issued by Defendant, ARCH INSURANCE COMPANY being policy number FBCAT0438100 issued to RED STAG, LLC and a policy of insurance issued by ALLSTATE FIRE AND CASUALTY INSURANCE COMPANY being policy number 844431589 issued to Patricia and Cary Shoults .

NEGLIGENCE OF LAURA ALICIA HERNANDEZ CERVANTES

14. Plaintiffs allege that LAURA ALICIA HERNANDEZ CERVANTES, an uninsured motorist, through her acts and omissions, was negligent, and such negligence was a proximate cause of the occurrence and injuries in question. Plaintiffs' resulting injuries and damages were proximately caused by one or more of the following acts of negligence on the part of LAURA ALICIA HERNANDEZ CERVANTES, an un- insured motorist:

- a. In failing to keep such a lookout as would have been kept by a person exercising ordinary care and prudence under the same or similar circumstances.

- b. In failing to make such turning movements of the vehicle in question as would have been made by a person exercising ordinary care and prudence under the same or similar circumstances.
- c. In failing to maintain an assured clear distance between Defendant's vehicle and other vehicles as would have been done by a person exercising ordinary care and prudence under the same or similar circumstances.
- d. In making an unsafe lane change.
- e. In failing to yield the right of way to Plaintiff.
- f. In violating Texas Transportation Code §545.060(a), which provides, "an operator on a roadway divided into two or more clearly marked lanes for traffic: 1. Shall drive as nearly as practical entirely within a single lane; and 2. May not move from the lane unless that movement can be made safely," which constituted negligence per se.
- g. In violating Texas Transportation Code §545.104(b), which provides, "an operator intending to turn a vehicle right or left shall signal continuously for not less than the last 100 feet of movement of the vehicle before the turn," which constituted negligence per se.
- h. In violating Texas Transportation Code §545.103, which provides, "an operator may not turn the vehicle to enter a private road or driveway, otherwise turn the vehicle from a direct course, or move right or left on a roadway unless movement can be made safely," which constituted negligence per se.
- i. In violating Texas Transportation Code §454.101(b)(1), which provides, "to make a left turn at an intersection, an operator shall: (1) approach the intersection in the extreme left-hand lane lawfully available to a vehicle moving in the direction of a vehicle," which constituted negligence per se.
- j. Defendants were negligent in other respects.

CAUSE OF ACTION DEFENDANT, ARCH INSURANCE COMPANY

15. Plaintiffs allege the motor vehicle causing his damages as described herein was at all times material to this action an "uninsured motor vehicle" as defined in the policy of insurance issued by Defendants, ARCH INSURANCE COMPANY and ALLSTATE FIRE AND

CASUALTY INSURANCE COMPANY, Plaintiffs have fully complied with all the terms of the insurance policy issued by Defendants, ARCH INSURANCE COMPANY and ALLSTATE FIRE AND CASUALTY INSURANCE COMPANY, as a condition precedent to bringing this suit.

DECLARATORY RELIEF

16. Plaintiffs further assert, based on the foregoing facts, and pursuant to the policy of insurance in force and effect between Plaintiffs and Defendants, ARCH INSURANCE COMPANY and ALLSTATE FIRE AND CASUALTY INSURANCE COMPANY at the time of the accident, Plaintiffs seek a declaratory judgment pursuant to Tex. Civ. Prac. & rem. Code Ch. 37 construing the contract of insurance and declaring Plaintiff's rights and obligations under the contract. Specifically, Plaintiffs seek a finding that the driver the cause of the wreck was negligent, the amount of damages that Plaintiffs suffered in the wreck, the amount that Plaintiffs are legally entitled to recover from the driver the cause of the wreck, that the driver the cause of the wreck was an uninsured motorist, that Plaintiffs are entitled to recover from Defendants, ARCH INSURANCE COMPANY and ALLSTATE FIRE AND CASUALTY INSURANCE COMPANY Plaintiffs' damages resulting from the motor vehicle collision the subject of this suit, that Plaintiffs' damages fall within the coverage afforded Plaintiffs under the policy with Defendants, ARCH INSURANCE COMPANY and ALLSTATE FIRE AND CASUALTY INSURANCE COMPANY, and specifying the amount of damages, attorneys' fees, interest, and court costs that Defendants are obligated to pay.

DAMAGES

17. Plaintiff's, PATRICIA SHOULTS, damages include past, and probable future loss, which includes:

- (a) pain and mental anguish;
- (b) physical impairment;
- (d) disfigurement; and
- (e) necessary medical, psychological, psychiatric, therapeutic, pharmaceutical and hospital care, including rehabilitative services and devices.
- (f) loss of wages and wage earning capacity;
- (g) prejudgment interest at the maximum legal rate.

18. Plaintiff's, CARY SHOULTS, damages include past, and probable future loss, which includes:

- (a) pain and mental anguish;
- (b) physical impairment;
- (d) disfigurement; and
- (e) necessary medical, psychological, psychiatric, therapeutic, pharmaceutical and hospital care, including rehabilitative services and devices.
- (f) loss of wages and wage earning capacity;
- (g) prejudgment interest at the maximum legal rate.

19. Plaintiffs allege the damages exceed the minimum jurisdictional limits of this Court.

20. Plaintiffs further contend pursuant to the applicable Texas Rules of Civil Procedure, Plaintiffs contends that Plaintiffs' damages are in excess of \$200,000.00 but not more than \$500,000.00.

ATTORNEY'S FEES

21. WHEREFORE, PREMISES CONSIDERED, Plaintiffs prays that Defendant, ARCH INSURANCE COMPANY, be cited to appear and answer, and upon final hearing Plaintiffs have judgment for actual damages, costs of court, prejudgment and post judgment interest and such other and further relief, general and special, legal and equitable to which Plaintiffs may be justly entitled.

Respectfully submitted,

NEGEM & WORTHINGTON
1828 ESE Loop 323
Suite R – 1A
Tyler, Texas 75701
Telephone: (903) 595-4466
Facsimile: (903) 593-3266

By: s/ Joe M. Worthington
JOE M. WORTHINGTON
State Bar No. 22009950
JIMMY M. NEGEM
State Bar No. 14865500
JOE@NEGEMLAW.COM

ATTORNEYS FOR PLAINTIFFS,
PATRICIA SHOULTS AND
CARY SHOULTS

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the Court to dispute this claim by 0:00 o'clock on the Monday next following the expiration of twenty (20) days after you were served this citation and petition, a default judgment may be taken against you"

CITATION BY CERTIFIED MAIL

TO: ALLSTATE FIRE AND CASUALTY INSURANCE COMPANY
 REGISTERED AGENT: CT CORPORATION SYSTEM
 1999 BRYAN STREET SUITE 900
 DALLAS, TX 75201

Greetings Defendant: You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition on or before ten o'clock a.m. (10:00 a.m.) of the Monday next after the expiration of twenty (20) days after the date of service of this citation before the Honorable District Court, 62ND JUDICIAL DISTRICT Hopkins County, Texas at the Courthouse of said County in Sulphur Springs, Texas.

Said Plaintiff's Petition was filed in said court by whose address is:

JOE M WORTHINGTON
 1828 ESE LOOP 323
 SUITE R-1A
 TYLER, TX 75701

On the 18th day of July A.D. 2019 in this case, numbered CV44102 on the docket of said court and styled,

PATRICIA SHOULTS AND
 CARY SHOULTS vs.

ARCH INSURANCE COMPANY AND
 ALLSTATE FIRE AND CASUALTY INSURANCE
 COMPANY

The nature of plaintiff's demand is fully shown by a true and correct copy of the Plaintiff's Original Petition accompanying this citation and made a part hereof.

The officer executing this writ shall promptly mail the same according to requirements of law, and the mandates thereof, and make due return as law directs.

Issued and given under my hand and seal of said Court at Sulphur Springs, Texas this the 18th day of July A.D. 2019.

CHERYL FULCHER, CLERK
 Hopkins County Courthouse
 282 Rosemont Street, Suite 2
 Sulphur Springs, Texas 75482

ATTEST: Cheryl Fulcher, District Clerk
 282 Rosemont Street, Suite 2
 Sulphur Springs, Texas 75482

CERTIFIED MAIL #

70151730000156548489

Cheryl Fulcher, Deputy

I hereby certify that on the 18th day of July, 2019 at 4:00 o'clock P.M., I mailed to ALLSTATE FIRE AND CASUALTY INSURANCE COMPANY Defendant by registered mail or certified mail, with delivery restricted to addressee only, return receipt requested, a true copy of this citation with a copy of the petition attached thereto

NOTICE TO DEFENDANT: "You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk of this court within this citation by 0:00 a.m. of the Monday next following the expiration of twenty (20) days after you were served this citation and petition, a default judgment may be taken against you"

CITATION BY CERTIFIED MAIL

TO: ARCH INSURANCE COMPANY
REGISTERED AGENT: CORPORATION SERVICE COMPANY
211 E. 7TH STREET SUITE 620
AUSTIN, TX 78701

Greetings Defendant: You are hereby commanded to appear by filing a written answer to the Plaintiff's Original Petition on or before ten o'clock a.m. (10:00 a.m.) of the Monday next after the expiration of twenty (20) days after the date of service of this citation before the Honorable District Court. 62ND JUDICIAL DISTRICT Hopkins County, Texas at the Courthouse of said County in Sulphur Springs, Texas.

Said Plaintiff's Petition was filed in said court by whose address is:

JOE M WORTHINGTON
1828 ESE LOOP 323
SUITE R-1A
TYLER, TX 75701

On the 18th day of July A.D. 2019 in this case, numbered CV44102 on the docket of said court and styled,

PATRICIA SHOULTS AND
CARY SHOULTS

vs.

ARCH INSURANCE COMPANY AND
ALLSTATE FIRE AND CASUALTY INSURANCE
COMPANY

The nature of plaintiff's demand is fully shown by a true and correct copy of the Plaintiff's Original Petition accompanying this citation and made a part hereof.

The officer executing this writ shall promptly mail the same according to requirements of law, and the mandates thereof, and make due return as law directs.

Issued and given under my hand and seal of said Court at Sulphur Springs, Texas this the 18th day of July A.D. 2019.

CHERYL FULCHER, CLERK
Hopkins County Courthouse
282 Rosemont Street, Suite 2
Sulphur Springs, Texas 75482

ATTEST: Cheryl Fulcher, District Clerk
282 Rosemont Street, Suite 2
Sulphur Springs, Texas 75482

CERTIFIED MAIL #

705730000151548496

By Cheryl Fulcher Deputy
I hereby certify that on the 18th day
of July 2019 at 4:00 o'clock P.M., I mailed to ARCH
INSURANCE COMPANY
Defendant by registered mail or certified mail,
with delivery restricted to addressee only,
return receipt requested, a true copy of this
citation with a copy of the petition attached thereto

By Cheryl Fulcher Deputy

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com

DALLAS, TX 75201

Certified Mail Fee

\$3.50

Extra Services & Fees (include zip code)

\$2.80

Return Receipt by First-Class Mail® \$0.00

Return Receipt by Registered Mail® \$0.00

Return Receipt by Certified Mail® \$0.00

Return Receipt by Registered Mail® \$0.00

Return Receipt by Certified Mail® \$0.00

Postage

\$1.30

Total Postage and Fees

\$7.60

07/18/2019

\$
Sent to Allstate Fire & Casualty Ins Co
via CT Corporation System
Street and Apt. No. (if known)
1999 Broadway St 900

retrieved from the IDOCK

**U.S. Postal Service™
CERTIFIED MAIL® RECEIPT**

Domestic Mail Only

For delivery information, visit our website at www.usps.com

AUSTIN, TX 78701

Certified Mail Fee	\$3.50
Is	\$2.80
Extra Services & Fees (check for add fee)	
Return Receipt by First-Class Mail®	\$0.00
Return Receipt by Registered Mail®	\$0.00
Certified Mail Restricted Delivery®	\$0.00
Adult Signature Required	\$0.00
Additional Postage (check for add fee)	\$0.00

Postage

\$1.30

Total Postage and Fees

\$7.60

Registered Arch Insurance Company
Registered Arch Insurance Service Company
5000 N. Loop West, PO Box 100
Austin, TX 78701

retrieved from the IDOC

CW44102

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Allstate Fire & Casualty Ins. Co
Registered Agent:
CT Corporation System
1999 Bryan St, Ste 900
Dallas, TX 75201



9590 9402 3652 7335 4001 81

2. Article Number (Transfer from service label)

7015 1538 0881 5154 1484
It was retrieved from the IDOCKET.COM

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Filed 08/21/19 Pa

- ☐ Agent
- ☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes ☐ No
If YES, enter delivery address below.

AT 10:00 o'clock A M

JUL 24 2019

Chang S. F. Lin

3. Service Type

DISTRICT CLERK ☐ Priority Mail Express®

- ☐ Adult Signature HOPKINS COUNTY, TEXAS ☐ Registered Mail™
- ☐ Adult Signature Restricted Delivery ☐ Registered Mail Restricted Delivery
- ☐ Certified Mail® ☐ Return Receipt for Merchandise
- ☒ Certified Mail Restricted Delivery ☐ Signature Confirmation™
- ☐ Collect on Delivery ☐ Signature Confirmation Restricted Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail ☐ Signature Confirmation Restricted Delivery
- ☐ Insured Mail Restricted Delivery (over \$500)

0144102

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Arch Insurance Company
Registered Agent
Corporation Service Company
211 E. 7th St. Ste 620
Austin TX 78701



9590 9402 1356 5285 3074 01

2. Article Number (Transfer from service label)

2015 1720 0001 5154 B4F1

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Filed 08/21/19
Kina Ratza

- ☐ Agent
- ☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

JUL 27 2019

D. Is delivery address different from item 1? ☐ Yes
if YES, enter delivery address below ☐ No

FILED
AT 12 o'clock 12 M

JUL 25 2019

3. Service Type

- ☒ Adult Signature *Cheryl Fule*
- ☐ Adult Signature Restricted Delivery
- ☐ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

CLERK
HOPKINS COUNTY, TEXAS

it was retrieved from the IDOCKET.COM

failed to establish there are damages to which he is legally entitled to recover from the owner or operator of an uninsured and/or underinsured motor vehicle.

C. Pleading further, the claims asserted against Defendant are not ripe as the Plaintiff has failed to establish liability and damages to which he is legally entitled to recover from the owner or operator of an uninsured and/or underinsured motor vehicle.

D. Pleading further, and in the alternative, Defendant is entitled to an offset and/or credit for the amount of any liability settlement, personal injury protection and medpay benefits available to or already received by Plaintiff.

e. To the extent Plaintiff seeks recovery of lost earnings or loss of earning capacity, Defendant asserts that the provisions of Texas Civil Practices and Remedies Code §18.091 and requires Plaintiff to prove the loss, if any, in the form of a net loss after reduction of income tax payments or unpaid tax liability pursuant to any Federal Income Tax law and that the Court instruct the jury as to whether the recover, if any, for compensatory damages sought by Plaintiff is subject to federal or state income taxes.

F. Pleading further, and in the alternative, Defendant contends that Plaintiff's injuries, in whole or in part, were the result of pre-existing conditions not proximately caused by the accident.

G. Pleading further, Plaintiff's damages, if any, are limited by the declaration of coverages in the policy.

H. Pleading further, Defendant would show that attorneys' fees are not recoverable under any theory of liability pled.

I. Pleading further, Defendant would show that its liability, if any, is pro-rata with that of co-defendant Arch.

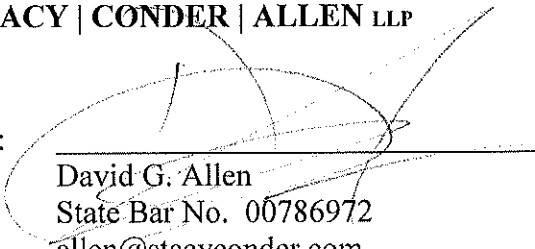
PRAYER

WHEREFORE, PREMISES CONSIDERED, Defendant Allstate Fire and Casualty Insurance Company prays that the Plaintiff take nothing by this cause, that Defendant recover all costs incurred herein, and for such other and further relief, both general and special, legal and equitable, to which Defendant may be justly entitled to receive.

Respectfully submitted,

STACY | CONDER | ALLEN LLP

By:



David G. Allen
State Bar No. 00786972
allen@stacyconder.com

901 Main Street, Suite 6200
Dallas, Texas 75202
(214) 748-5000 (Telephone)
(214) 748-1421 (FAX)

ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I certify that a copy of this document was served this 9th day of August, 2019 upon all counsel of record pursuant to the Texas Rules of Civil Procedure.



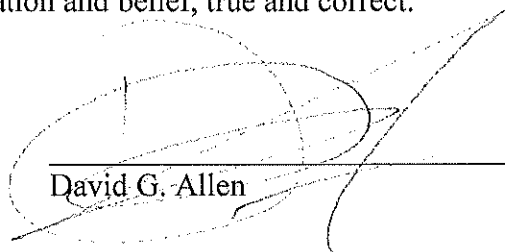
David G. Allen

629724

VERIFICATION

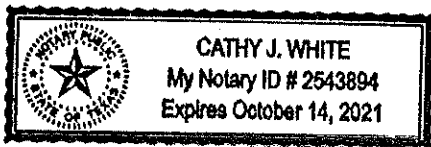
STATE OF TEXAS §
 §
COUNTY OF DALLAS §

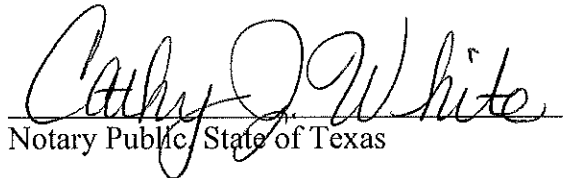
BEFORE ME, the undersigned authority, on this day personally appeared David G. Allen, who by me first duly sworn, did on his oath depose and say that he is an attorney for Allstate Fire and Casualty Insurance Company, who is duly authorized to verify the statements contained in Sections 2 B on behalf of Allstate Fire and Casualty Insurance Company and that the statements contained within are, based upon information and belief, true and correct.



David G. Allen

SWORN TO AND SUBSCRIBED BEFORE ME ON THE 12TH day of July, 2019.





Notary Public, State of Texas

CAUSE NO. CV44102

PATRICIA SHOULTS AND CARY SHOULTS <i>Plaintiffs,</i>	§ § § § § § § § § §	IN THE JUDICIAL COURT 62nd JUDICIAL DISTRICT HOPKINS COUNTY, TEXAS
v. ARCH INSURANCE COMPANY and ALLSTATE FIRE AND CASUALTY INSURANCE COMPANY <i>Defendants.</i>		

ARCH INSURANCE COMPANY’S ORIGINAL ANSWER

Defendant Arch Insurance Company (“Arch”) files this Original Answer to Plaintiffs’ Original Petition (the “Petition”) filed by Plaintiffs Patricia Shoults and Cary Shoults (collectively, “Plaintiffs”), and respectfully shows the Court as follows:

I. GENERAL DENIAL

Pursuant to Rule 92 of the Texas Rules of Civil Procedure, Arch generally denies each and every allegation set forth in the Petition and demands strict proof thereof.

II. AFFIRMATIVE AND OTHER DEFENSES

In addition to its general denial above, and without assuming the burden of proof thereon, Arch asserts the following defenses:

1. Plaintiffs’ claims are barred, in whole or in part, because they fail to state a claim for which relief may be granted.
2. Plaintiffs have not complied with all conditions precedent to Plaintiffs’ requested recovery against Arch, including Plaintiffs’ adjudication of liability and damages with respect to the underlying accident referenced in the Petition.
3. Arch further pleads that Plaintiffs’ claims against Arch have not accrued to the extent Plaintiffs have not exhausted all available insurance for the underlying accident. Plaintiffs’

adjudication of liability and damages against the alleged at-fault driver in the underlying accident, and Plaintiffs' exhaustion of available insurance for the underlying accident, are prerequisites or preconditions to Plaintiffs' entitlement, if any, to uninsured motorist benefits from Arch.

4. Plaintiffs are not entitled to recover their attorney's fees because their attorney's fees are not recoverable, reasonable, or necessary.

5. Arch further pleads the defense of offset.

III. PRAYER

WHEREFORE, PREMISES CONSIDERED, Defendant Arch Insurance Company respectfully prays that upon final hearing hereof, judgment be rendered that Plaintiffs take nothing by their suit and Arch be granted all relief, general and special, to which it may be justly entitled.

Respectfully submitted,

LOCKE LORD LLP

By: /s/ Jill A. Schaar
Jill A. Schaar
State Bar No. 17719870
jschaar@lockelord.com
Sagar Patel
State Bar No. 24088195
sagar.patel@lockelord.com
LOCKE LORD LLP
600 Travis Street, Suite 2800
Houston, Texas 77002
Phone: (713) 226-1200
Fax: (713) 223-3717

**ATTORNEYS FOR DEFENDANT
ARCH INSURANCE COMPANY**

CERTIFICATE OF SERVICE

The undersigned certifies that on August 12, 2019, a copy of the foregoing instrument was served on all counsel of record in accordance with Rule 21a of the TEXAS RULES OF CIVIL PROCEDURE:

Joe M. Worthington
joe@negemlaw.com

Jimmy M. Negem
NEGEM & WORTHINGTON
1828 ESE Loop 323
Suite R – 1A
Tyler, Texas 75701

*Attorneys for Plaintiffs,
Patricia Shoults and Cary Shoults*

/s/ Jill A. Schaar

Jill A. Schaar

CAUSE NO. CV44102

**PATRICIA SHOULTS AND
 CARY SHOULTS**

Plaintiffs,

v.

**ARCH INSURANCE COMPANY and
 ALLSTATE FIRE AND CASUALTY
 INSURANCE COMPANY**

Defendants.

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IN THE JUDICIAL COURT

62nd JUDICIAL DISTRICT

HOPKINS COUNTY, TEXAS

ARCH'S REQUEST FOR CERTIFIED COPY OF DOCKET SHEET

To the Honorable Judge and the Hopkins County District Clerk's Office:

On behalf of Defendant Arch Insurance Company ("Arch"), undersigned counsel for Arch requests a certified copy of the Docket Sheet for this Cause No. CV44102. Arch is contemporaneously submitting payment of the requisite fee for this certified copy request. The Court or Hopkins County District Clerk's Office may email the certified copy of the Docket Sheet to undersigned counsel at Sagar.Patel@lockelord.com.

Respectfully submitted,

By: /s/ Sagar Patel
 Jill A. Schaar
 State Bar No. 17719870
jschaar@lockelord.com
 Sagar Patel
 State Bar No. 24088195
sagar.patel@lockelord.com
LOCKE LORD LLP
 600 Travis Street, Suite 2800
 Houston, Texas 77002
 Phone: (713) 226-1200
 Fax: (713) 223-3717
Attorneys for Arch

CERTIFICATE OF SERVICE

The undersigned certifies that on August 21, 2019, a copy of the foregoing instrument was served on all counsel of record in accordance with TRCP Rule 21a:

/s/ Sagar U. Patel
 Sagar U. Patel